

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ALABAMA
SOUTHERN DIVISION

TERESA WALDRUP,)
)
 Plaintiff,)
)
 vs.) Civil Action No. 11-0120-KD-C
)
 ALLSTATE INSURANCE CO., et al.,)
)
 Defendants.)

ORDER

After due and proper consideration of all portions of this file deemed relevant to the issues raised, and a *de novo* determination of those portions of the recommendation to which objection is made, the recommendation of the Magistrate Judge made under 28 U.S.C. § 636(b)(1)(B) and dated May 9, 2011, is **ADOPTED** as the opinion of this Court.

Accordingly, the motion to dismiss (doc. 5) is DENIED and this action is REMANDED to the Circuit Court of Washington County, Alabama.

DONE this 24th day of May, 2011.

s/ Kristi K. DuBose
KRISTI K. DuBOSE
UNITED STATES DISTRICT JUDGE